

oedema, relieve the pain and swelling of local inflammation, etc. In its dry state it is used to absorb irritant discharge."

On January 26, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17936. Misbranding of Dr. Gunn's antiseptic. U. S. v. 8 Bottles of Dr. Gunn's Antiseptic. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24460. I. S. No. 09582. S. No. 2712.)

Examination of samples of a drug product, known as Dr. Gunn's Antiseptic, having shown that it was not an antiseptic, and that the labels bore claims of curative and therapeutic properties that the article did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of Oklahoma.

On January 23, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of eight bottles of Dr. Gunn's Antiseptic at Oklahoma City, Okla., consigned by the Merrick Medicine Co., Waco, Tex., on or about October 17, 1929, alleging that the article had been shipped from Waco, Tex., in interstate commerce to Oklahoma City, Okla., and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of sulphuric acid (1.8 per cent) a small proportion of a magnesium compound, traces of carbon bisulphide and volatile oils, alcohol, and water.

It was alleged in the libel that the article was misbranded in that the statements appearing on the carton label in English, Spanish, and German, "Antiseptic", on the bottle label, "Antiseptic", and in the circular accompanying the article, "Antiseptic The Great Germ Destroyer", were false and misleading.

It was further alleged in the libel that the article was misbranded in violation of section 8, paragraph 3 of the said act. The charge recommended by this department under section 8, paragraph 3, of the act as amended, was that the following statements regarding the curative and therapeutic effects of the article were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Antiseptic. The Greatest Known Remedy For Slow and Typhoid Fevers, Chills and Fevers, LaGrippe and Dengue Fever * * * for Kidney and Bladder Troubles. For Nervous Prostration and diseases peculiar to ladies * * * This might more properly be called a food * * * assists nature in overcoming every disease [similar statements in Spanish and German];" (bottle label) "Antiseptic * * * Great Blood Purifier. Probably the Greatest Remedy known for all kinds of Fevers, especially Slow and Typhoid Fevers, Chills and Fever, and all Stomach, Kidney and Bladder Troubles. Ladies will find the Antiseptic their Greatest Friend. * * * For all kinds of fever and chills and fever take * * * until the fever gives way;" (circular) "Antiseptic. The Great Germ Destroyer * * * A Messenger of Good Cheer to the sick. * * * We recommend Dr. Gunn's Antiseptic for the sick, * * * For La Grippe * * * For Chills and Fever * * * For Slow and Typhoid Fever * * * For Indigestion * * * For Nervous Sick Headache * * * For The Blood as a blood purifier and general system builder * * * For Ladies Dr. Gunn's Antiseptic is the ladies' friend. For cramping at the menstrual period, take * * * until relieved. If the menses are interrupted by cold, take * * * Dr. Gunn's Antiseptic * * * For nervousness and other complications during the change of life, except flooding, take * * * For Kidney, Bladder Trouble & Rheumatism * * * 'I had suffered with Muscular Rheumatism for a year, * * * I was told to try Dr. Gunn's Antiseptic, which I did, and before the first bottle was gone I could walk without my cane.' * * * 'I had stomach trouble * * * I would have vomiting and cramping in my stomach * * * Dr. Gunn's Antiseptic. * * * stopped the vomiting and cramping,' * * * 'I have had indigestion for a long time and after taking one-half bottle of your Dr. Gunn's Antiseptic I am just a world better. Also my little girl, nine years old, was very sick. She had fever of about 104 and 105 for four days and was unable to keep even milk on her stomach. Finally I started giving her your Dr. Gunn's Antiseptic and after the first dose she only vomited one time and her fever started to fall at once. In 24 hours it was gone and she was able to sit up.' * * * perma-

nently relieved of stomach trouble' * * * 'Dr. Gunn's Antiseptic * * * will relieve any case of typhoid fever, rheumatism or flux. * * * the best blood purifier I ever used. It will relieve bilious colic in 30 minutes and relieve any case of stomach trouble in a short time.' * * * 'My little boy had slow fever. * * * I relieved him in three days with Dr. Gunn's Antiseptic. I have also used it for chronic bowel trouble and female complaint, * * * the best female tonic I ever saw.' * * * 'I had stomach trouble for two years and everything I would eat or drink would swell me as hard as a rock and I could not sleep at night. I can truthfully say that I am well of all such troubles and I give the credit to Dr. Gunn's Antiseptic.' * * * 'I have used Dr. Gunn's Antiseptic for colds and fever, also for the "flu" * * * 'I was suffering from high blood pressure. * * * I began taking Dr. Gunn's Antiseptic. I began to improve from taking the first bottle.' * * * 'I have been a sufferer from kidney trouble for several years and usually had to get up from four to five times during the night. I had been taking Dr. Gunn's Antiseptic but a short time; was able to perceive a change for the better each night.' * * * 'I took a bottle of your Dr. Gunn's Antiseptic for indigestion and general debility and it has entirely relieved me.' * * * 'My wife had a womb disease and was in very bad health * * * She took one bottle of Dr. Gunn's Antiseptic; is now able to do her work and feels better than she has in five years. * * * recommend Dr. Gunn's Antiseptic; is now able to do her work and feels better than she has in five years. * * * recommend Dr. Gunn's Antiseptic to the ladies.' * * * 'It has relieved my nervousness, cramping and also has helped me to sleep better at night.' * * * Saved His Life * * * 'I had typhoid fever * * * I took Dr. Gunn's Antiseptic and it relieved me. * * * Dr. Gunn's Antiseptic * * * used it for kidney trouble on children; also * * * fevers.' * * * 'When I began taking Dr. Gunn's Antiseptic I was hardly able to do my housework, and only weighed 130 pounds. After taking three bottles I weigh 176 pounds and am sound and well again. * * * I had a bad stomach trouble for 10 months, vomiting spells two or three times each week, which left me so weak that I could hardly get about. I took a bottle of your Dr. Gunn's Antiseptic, the vomiting spells stopped, and I am well.'"

On December 20, 1930, no claimant having appeared for the property, judgment of condemnation, forfeiture, and destruction was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17937. Misbranding of Pulmogenol. U. S. v. 3 Dozen Bottles of Pulmogenol. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25409. I. S. No. 5719. S. No. 3675.)

Examination of samples of a drug product, known as Pulmogenol, from the herein-described lot having shown that the labels represented that it possessed certain curative and therapeutic properties, which in fact it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Porto Rico.

On December 3, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of three dozen bottles of Pulmogenol, alleging that the article was in possession of Manuel Marin & Co., Mayaguez, P. R., and was being sold and offered for sale in Porto Rico, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of guaiacol, eucalyptol, morphine sulphate (0.06 grain per fluid ounce), alcohol, sugar, and water.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the carton and bottle labels, regarding the curative and therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Translated from Spanish) "Pulmogenol. Disinfectant of the Respiratory Tract."

On January 27, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*